



IPW
AF/1638
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INVENTOR(S) : Tanaka et al.
TITLE : ULTRA-FAST TRANSFORMATION
TECHNIQUE FOR MONOCOTYLEDONS
APPLICATION NO. : 09/914,546
FILED : March 12, 2002
CONFIRMATION NO. : 9731
EXAMINER : Georgia L. Helmer
ART UNIT : 1638
LAST OFFICE ACTION : January 5, 2004
ATTORNEY DOCKET NO. : YAMZ 2 00010

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicant hereby appeals to the Board from a decision of the primary Examiner mailed **January 5, 2004** finally rejecting claims 1-19. An After Final Amendment was filed on April 5, 2004.

The items checked below are appropriate:

1. STATUS OF APPLICANT

☒ This application is on behalf of other than a small entity.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. 1.17(b) the fee for filing the Notice of Appeal is:

☒ other than a small entity \$330.00

06/07/2004 MAHRED1 00000130 09914546

01 FC:1401
02 FC:1252

330.00 OP
420.00 OP

3. **EXTENSION OF TERM**

☒ Applicant(s) hereby petitions the Commissioner under 37 C.F.R. §1.136(a) for a two-month extension of time up to and including June 5, 2004 in which to file the accompanying Notice of Appeal. The amount of \$420.00 for the extension fee is enclosed herewith. Applicant(s) request any additional extensions of time that may be necessary and authorize the extension of time fees or any deficiency in fees herewith to be charged to Deposit Account No. 06-0308.

4. **TOTAL FEES DUE**

The total fee due is:

Notice of Appeal Fee:	<u>\$330.00</u>
Extension of Time Fee:	<u>\$420.00</u>

5. **FEE PAYMENT**

Attached is a check in the amount of \$750.00. If any additional extension and/or fees are required this is a request therefore and authorization to charge Deposit Account No. 06-0308.

Respectfully submitted,
FAY, SHARPE, FAGAN,
MINNICH & McKEE LLP



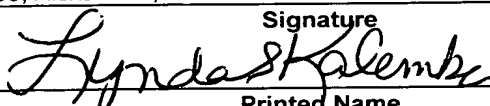
Richard M. Klein, Reg. No. 33,000
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CERTIFICATE OF MAILING

I certify that this Notice Of Appeal From The Primary Examiner To The Board Of Patent Appeals And Interferences is being

- ☒ deposited with the United States Postal Service as First Class mail under 37 C.F.R. § 1.8, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.
- ☐ transmitted via facsimile under 37 C.F.R. § 1.8 on the date indicated below.
- ☐ deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated below and is addressed to: MAIL STOP AF, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date
June 2, 2004

Signature 
Printed Name Lynda S. Kalemba